

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES 1934

VOLUME 12 NUMBER 188

Washington, Thursday, September 25, 1947

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 9894

DISCONTINUING THE SAN CLEMENTE ISLAND NAVAL DEFENSIVE SEA AREA

By virtue of and pursuant to the authority vested in me by the provisions of section 44 of the Criminal Code, as amended (18 U. S. C. 96) it is ordered that the San Clemente Island Naval Defensive Sea Area, established by Executive Order No. 7747 of November 20, 1937, as amended by Executive Orders No. 8536 of September 6, 1940, and No. 9787 of October 5, 1946, be, and it is hereby, discontinued.

HARRY S. TRUMAN

THE WHITE HOUSE,
September 23, 1947

[F. R. Doc. 47-8711; Filed, Sept. 23, 1947;
4:43 p. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

LISTS OF POSITIONS EXCEPTED

In accordance with the request of the Secretary of Defense, § 6.4 (a) is amended as set out below, effective upon publication in the FEDERAL REGISTER:

1. Section 6.4 (a) (4) (xvi) and § 6.4 (a) (20) (i) are revoked.
2. A new subparagraph (20) is added to § 6.4 (a) as follows:

§ 6.4 *Lists of positions excepted from the competitive service—(a) Schedule A. * * **

(20) *National Military Establishment, Office of the Secretary of Defense.* (i) Two private secretaries or confidential assistants to the Secretary of Defense.

(ii) Two chauffeurs for the Secretary of Defense.

(iii) Five special advisers to the Secretary of Defense.

National Security Resources Board. (iv) Six positions of special advisers and research assistants to the Chairman.

National Security Council. (v) Not to exceed 25 positions.

Central Intelligence Agency. (vi) All positions.

Research and Development Board. (vii) Thirteen Executive Directors, eleven Deputy Directors, eight Scientific Warfare Advisers, two Chiefs of Branches, one Head of Section.

(Sec. 6.1 (a) E. O. 9830, Feb. 24, 1947, 12 F. R. 1259)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 47-8679; Filed, Sept. 24, 1947;
8:50 a. m.]

TITLE 10—ARMY WAR DEPARTMENT

Chapter V—Military Reservations and National Cemeteries

PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS, AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS

REVOCATION OF WITHDRAWAL OF CERTAIN PUBLIC LANDS IN IDAHO FOR WAR DEPARTMENT USE

CROSS REFERENCE: For order affecting the tabulation contained in § 501.1, see Public Land Order 411 under Title 43, *infra*, revoking Public Land Order 179, which withdrew certain public lands in Idaho for use of the War Department as an air to ground gunnery range.

TITLE 15—COMMERCE

Subtitle A—Office of the Secretary of Commerce

PART 11—ORGANIZATION AND FUNCTIONS OF THE OFFICE OF THE SECRETARY

DIVISION OF LIQUIDATION

Section 11.8 (12 F. R. 3736) is amended to read as follows:

§ 11.8 *Division of Liquidation—(a) Establishment and organization.* (1) The Division of Liquidation was established within the Office of the Secretary by Department Order No. 75 of June 1, 1947. Department Order No. 75 (amended) of September 19, 1947, design-

(Continued on p. 6355)

CONTENTS

THE PRESIDENT

Executive Order	Page
San Clemente Island Naval Defensive Sea Area; discontinuance	6353

EXECUTIVE AGENCIES

Alien Property, Office of Notices:

Vesting orders, etc..	
Befer, William	6369
Inouye, Holdich, et al	6370
Kitsuda, Frank Yoshimichi	6370
Mundel, Rudolph	6371
Peltzer, Emma	6371
Reinecke, August H.	6369
Schneider, Agnes	6371
Schueler, Katarine Christine, et al	6369
Suga, Y.	6370

Civil Aeronautics Board

Proposed rule making:	
Postal employees, free travel	6363

Civil Service Commission

Rules and regulations:	
Competitive service; list of positions excepted	6353

Commerce Department

See also Materials Distribution, Office of.

Rules and regulations:

Organization and functions of Office of Secretary Division of Liquidation	6353
---	------

Customs Bureau

Notices:

Union of Soviet Socialist Republics Zone of Occupation in Germany; addition to "no consul" list	6363
---	------

Federal Housing Administration

Rules and regulations:	
Insurance of loans for manufacture of houses	6359

Federal Power Commission

Notices:

Hearings, etc..	
Connecticut Light and Power Co.	6364
Idaho Power Co.	6364
Trans-Continental Gas Pipe Line Co., Inc.	6364
United Illuminating Co.	6364



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

1946 SUPPLEMENT

to the CODE OF FEDERAL REGULATIONS

The following books are now available:

Book 1 Titles 1 through 8, including, in Title 3, Presidential documents in full text with appropriate reference tables and index.

Book 2: Titles 9 through 20.

Book 3: Titles 21 through 31.

Book 4: Titles 32 through 37

These books may be obtained from the Superintendent of Documents, Government Printing Office, Washington 25, D. C., at \$3.50 per copy.

A limited sales stock of the 1945 Supplement (4 books) is still available at \$3 a book.

CONTENTS—Continued

Federal Trade Commission	Page
Rules and regulations:	
Cease and desist orders:	
Elgin Razor Corp. et al.....	6356
Lusterman, Seldis Co.....	6358
Foreign and Domestic Commerce Bureau	
Rules and regulations:	
Office of Materials Distribution; general organization and functions.....	6355

CONTENTS—Continued

Land Management, Bureau of	Page
Notices:	
Nevada; modification of grazing district.....	6363
Rules and regulations:	
Alaska; revocation of order withdrawing public land for use of Navy Department as naval radio station.....	6362
Idaho; revocation of order withdrawing public lands for use of War Department as air to ground gunnery range.....	6362
Nevada; modification of grazing district.....	6362
Materials Distribution, Office of	
Rules and regulations:	
Delegation of powers and ratification of certain previous actions of Temporary Controls Administration.....	6359
Navy Department	
Rules and regulations:	
San Clemente Island Naval Defensive Sea Area, discontinuance, and revocation of land withdrawal for naval radio station in Alaska.....	6362
Railroad Retirement Board	
Rules and regulations:	
Insurance annuities and lump sums for survivors; application.....	6358
Securities and Exchange Commission	
Notices:	
Hearings, etc..	
Central Vermont Public Service Corp.....	6368
Consolidated Electric and Gas Co.....	6368
Duquesne Light Co. and Allegheny County Steam Heating Co.....	6366
General Public Utilities Corp.....	6364
Middle West Corp. et al.....	6367
National Power & Light Co. et al.....	6364
Public Service Co. of Indiana, Inc., and Middle West Corp.....	6366
War Assets Administration	
Rules and regulations:	
Pricing and distribution policy:	
Consumer goods.....	6359
Production materials and equipment.....	6359
War Department	
Rules and regulations:	
Anchorage areas, special.....	6360
Idaho; revocation of withdrawal of certain public lands.....	6353
Sardis Reservoir Area, Little Tallahatchie River, Mississippi; public use.....	6362

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such in parentheses.

Title 3—The President	Page
Chapter II—Executive orders:	
2533 ¹	6362
7747 ²	6353
¹ P. L. O. 410.	
² E. O. 9894.	

CODIFICATION GUIDE—Con.

Title 3—The President—Con.	Page
Chapter II—Executive orders—Continued	
8536 ²	6353
9787 ²	6353
9830 ²	6353
9894.....	6353
Title 5—Administrative Personnel	
Chapter I—Civil Service Commission:	
Part 6—Exceptions from the competitive service.....	6353
Title 10—Army: War Department	
Chapter V—Military reservations and national cemeteries:	
Part 501—List of Executive orders, Proclamations, and public land orders affecting military reservations.....	6353
Title 14—Civil Aviation	
Chapter I—Civil Aeronautics Board:	
Part 228—Free and reduced-rate transportation (proposed)....	6353
Title 15—Commerce	
Subtitle A—Office of the Secretary of Commerce:	
Part 11—Organization and functions of the Office of the Secretary.....	6353
Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce:	
Part 370—General organization and functions of the Office of Materials Distribution.....	6355
Title 16—Commercial Practices	
Chapter I—Federal Trade Commission:	
Part 3—Digest of cease and desist orders (2 documents).....	6356, 6358
Title 20—Employees' Benefits	
Chapter II—Railroad Retirement Board:	
Part 237—Insurance annuities and lump sums for survivors.....	6358
Title 24—Housing Credit	
Chapter V—Federal Housing Administration:	
Part 500—General.....	6359
Title 32—National Defense	
Chapter IX—Office of Materials Distribution, Bureau of Foreign and Domestic Commerce, Department of Commerce:	
Part 903—Delegations of authority.....	6359
Chapter XXIII—War Assets Administration:	
Part 8321—Pricing and distribution policy for production materials and production equipment.....	6359
Part 8322—Pricing and distribution policy for consumer goods.....	6359
Title 33—Navigation and Navigable Waters	
Chapter II—Corps of Engineers, War Department:	
Part 202—Anchorage regulations.....	6360

² See Title 5, Part 6.

CODIFICATION GUIDE—Con.

Title 34—Navy	Page
Chapter I—Department of the Navy	
Part 9—Executive orders, Proclamations, and public land orders applicable to the Navy	6362
Title 36—Parks and Forests	
Chapter III—Corps of Engineers, War Department:	
Part 311—Public use of certain reservoir areas	6362
Title 43—Public Lands: Interior	
Chapter I—Bureau of Land Management, Department of the Interior:	
Part 162—List of orders creating and modifying grazing districts	6362
Appendix—Public land orders:	
179	6362
410	6362
411	6362

*P. L. O. 411.

nated the Division of Liquidation as the organization to carry out functions transferred to the Secretary of Commerce in connection with liquidating the activities of the war-time agencies.

(2) The Director of the Division of Liquidation reports and is responsible to the Under Secretary of Commerce. The internal organization of the Division of Liquidation is established by the Director of the Division on an informal basis and is subject to such current changes as he may make as activities are merged, consolidated, or liquidated.

(b) *Functions and responsibilities.* Pursuant to the authority vested in the Secretary of Commerce by sections 203 and 302 of Executive Order 9841 of April 23, 1947 (12 F. R. 2645) the Director of the Division of Liquidation is designated as the officer and the Division of Liquidation as the agency to perform the following functions transferred to the Secretary under section 203 and section 302 of that order:

(1) Functions under section 124 of the Internal Revenue Code, as amended:

(2) Functions with respect to claims under the Contract Settlement Act of 1944 or any other statute based on actions of or arising out of instructions or requests by the War Production Board or any of its predecessor agencies;

(3) Functions with respect to claims relating to property requisitioned by the Chairman of the War Production Board or by any of his predecessors;

(4) Functions under the Renegotiation Act;

(5) All functions vested in the Temporary Controls Administrator by Executive Order No. 9809 of December 12, 1946 (11 F. R. 14281) not otherwise disposed of by statute or by Executive Order 9841 or any other executive order. Such functions include but are not limited to the following:

(i) Functions of the President under the Stabilization Act of 1942, as amended, vested in the Temporary Controls Administrator immediately prior to the taking of effect of Part III of Executive Order 9841;

(ii) Functions with respect to premium payments under section 2 (e) (a) (2) of the Emergency Price Control Act of 1942, as amended, insofar as such payments relate to copper, lead, and zinc ores;

(iii) Functions with respect to the establishment of maximum prices for industrial alcohol sold to the Government or its agencies; and

(iv) The liquidation of the functions of the Office of Temporary Controls and of the agencies thereof, except liquidation relating to functions specifically transferred to other agencies (by the provisions of this section or otherwise).

(c) *Additional functions.* In addition to the above functions, the Division of Liquidation is assigned, pursuant to the authority vested in the Secretary of Commerce by section 11 of Executive Order 9630 of September 27, 1945 (10 F. R. 12245) the function of liquidating the accounts of the former Foreign Economic Administration.

(d) *Delegation of authority by the Under Secretary to the Director.* Subject to the direction and supervision of the Under Secretary, the Director will formulate the policies, develop and coordinate the programs, and direct all operations of the Division of Liquidation. In carrying out the functions assigned to the Division of Liquidation, the Director is authorized to perform the functions and exercise the powers, authorities and discretions vested in the Secretary with respect to such matters in such manner as he may prescribe. The authority delegated to the Director may be redelegated by him, subject to his direction and control, to such officers of the Department of Commerce as he may designate.

(e) *Actions.* (1) Actions may be brought, maintained and defended in the name of the Director of the Division of Liquidation, and for this and all other purposes, he is deemed Administrator (Chairman, Director or Commissioner, as the case may be) of the functions delegated to him by this section within the meaning of the laws creating such functions.

(2) Every action proposed in regard to the following will be referred to the Solicitor of the Department of Commerce before submission to the Director of the Division of Liquidation:

(i) Functions with respect to the establishment of maximum prices for industrial alcohol sold to the Government or its agencies;

(ii) Functions with regard to protests in connection with any regulations, orders, or price schedules;

(iii) Functions of the President under the Stabilization Act of 1942, as amended, vested in the Temporary Controls Administrator immediately prior to the taking of effect of Part III of Executive Order 9841; and

(iv) Functions with respect to premium payments under section 2 (e) (a) (2) of the Emergency Price Control Act of 1942, as amended, insofar as such payments relate to copper, lead, and zinc ores. Without limitation of the generality of the foregoing, this includes (a) appointments to the Board of Review;

and (b) all proposed final orders and opinions.

(f) *Effect on other orders.* Every order, directive, rule or regulation or other similar instrument relating to any power, function or duty duly transferred to the Secretary and delegated to the Director of the Division by this section, issued by any officer, department or agency heretofore performing such power, function or duty, which is in effect on September 19, 1947, shall continue in full force and effect according to its terms unless and until modified or rescinded by the Director of the Division of Liquidation. (Sec. 3, 60 Stat. 233; 5 U. S. C. Sup. 1002)

WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 47-8639; Filed, Sept. 24, 1947; 9:35 a. m.]

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

PART 370—GENERAL ORGANIZATION AND FUNCTIONS OF THE OFFICE OF MATERIALS DISTRIBUTION¹

Sections 370.1 to 370.4 (12 F. R. 2935) are hereby revoked and the following are substituted therefor:

Sec.

370.1 Creation.

370.2 General purpose and functions.

370.3 Organization.

370.4 Functions of organization units.

Authority: §§ 370.1 to 370.4, inclusive, issued under sec. 3, 60 Stat. 233; 5 U. S. C. Sup. 1002; E. O. 9241, April 23, 1947, 12 F. R. 2045.

§ 370.1 *Creation.* The Office of Materials Distribution was created by Department Order No. 69 of May 4, 1947. Department Order No. 69 (amended) of September 19, 1947, designated the Office of Materials Distribution as the organization through which the Secretary of Commerce will carry out certain functions transferred to him by Executive Order No. 9841 dated April 23, 1947.

§ 370.2 *General purpose and functions.* The general purpose and functions of the Office of Materials Distribution are to carry out certain functions transferred to the Secretary of Commerce by virtue of the provisions of Executive Order No. 9841 of April 23, 1947, and assigned to the Director of the Office of Materials Distribution, by Materials Control Regulation 1 (12 F. R. 2935) in conformity with the terms of statutory authority applicable to such functions, until such statutory authority expires or such functions are integrated with functions of the established organization units of the Department of Commerce.

§ 370.3 *Organization.* The Office of Materials Distribution consists of the (a) Office of the Director, (b) Priorities Division, (c) Rubber Division, and (d) Metals Division.

¹ Orders and regulations of the Office of Materials Distribution appear at 32 CFR Chapter IX.

§ 370.4 *Functions of organization units.* (a) Pursuant to the authority vested in the Secretary of Commerce by section 203 of Executive Order 9841, the Director of the Office of Materials Distribution is designated as the officer and the Office of Materials Distribution as the agency to perform the functions transferred to the Secretary under sections 203 (a), (b) (d) and (g) of that order (except for such functions under section 203 (g) as are to be performed by the Director of the Division of Liquidation)

(b) The Office of the Director is responsible for performing all functions assigned to the Office of Materials Distribution by this part, except such functions as are assigned below to the operating divisions of that office, or such functions as may be assigned by the Director to such operating divisions or to other officers of the Department of Commerce.

(c) The operating divisions of the Office of Materials Distribution are responsible for assisting in the performance of the functions retained in the Office of the Director and also will carry out the following specific assignments for the Director:

(1) The Priorities Division will carry out functions under the provisions of the Second Decontrol Act of 1947 (Public Law 188, 80th Congress) as they apply to priorities assistance in production and delivery for export, and administer orders and regulations related thereto under that law.

(2) The Rubber Division will carry out functions under the provisions of the Joint Resolution to strengthen the common defense by maintaining an adequate domestic rubber-producing industry (Public Law 24, 80th Congress) and administer orders and regulations related thereto issued under that law.

(3) The Metals Division will carry out functions under the provisions of the Second Decontrol Act of 1947 (Public Law 188, 80th Congress) as they apply to tin and tin products, and antimony, and administer orders and regulations related thereto under that law.

Issued this 19th day of September 1947.

H. B. McCox,
Director

Office of Materials Distribution.

[F. R. Doc. 47-8671; Filed, Sept. 24, 1947;
8:51 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4458]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ELGIN RAZOR CORP. ET AL.

§ 3.6 (h) *Advertising falsely or misleadingly—Fictitious or misleading guarantees:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Exaggerated as regular and customary:* § 3.6 (r) *Adver-*

tising falsely or misleadingly—Prices—Usual as reduced, special, etc.: § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Maker:* § 3.66 (f) *Misbranding or mislabeling—Price:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Maker or seller:* § 3.72 (f 15) *Offering deceptive inducements to purchase or deal—Guarantee, in general:* § 3.72 (g 10) *Offering deceptive inducements to purchase or deal—Limited offers or supply:* § 3.78 *Passing off:* § 3.87 (h) *Simulating competitor or his or other's product—Trade name of competitor's product:* § 3.96 (a) *Using misleading name—Goods—Source or origin—Maker:* In connection with the offering for sale, sale and distribution in commerce, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, and among other things, as in order set forth, and on the part of respondent Elgin Razor Corporation, and four other corporations, and their officers, and on the part of respondent Henry T. Schiff, and three other individuals, as officers of said corporations and individually, and trading under various names as in order set out, and on the part of two other individuals (stockholders and agents of one or more of the above named corporations, and active participants in acts and practices in question) and on the part of respondents' agents, etc., (a) using the name "Elgin" or "Hamilton" or "Remington", or "Underwood" or any simulations thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products; (b) representing as the customary prices of respondents' products prices which are in excess of the prices at which such products are regularly and customarily sold in the normal course of business; (c) representing that the prices at which respondents' products are offered for sale are special or reduced prices or are applicable for a limited period of time only, when such prices are in fact the regular and customary prices at which such products are offered for sale in the normal course of business; (d) representing as "candid-type" cameras any cameras which are not equipped with special lenses and shutters and which are incapable of taking action pictures under very unfavorable light conditions; or (e) representing, through the issuance of purported "Guarantee Certificates" or otherwise, that respondents' products are guaranteed against defective workmanship and materials, unless respondents do in fact repair in accordance with the terms of such guarantee products found to be defective in such respects; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Elgin Razor Corporation et al., Docket 4458, Aug. 14, 1947]

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Identity:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or*

connections of advertiser—Plant and equipment: § 3.66 (b 15) *Misbranding or mislabeling—Identity:* § 3.78 *Passing off:* § 3.87 (g) *Simulating competitor or his or other's product—Trade name of competitor:* § 3.96 (b) *Using misleading name—Vendor—Identity:* § 3.96 (b) *Using misleading name—Vendor—Plant and equipment.* In connection with the offering for sale, sale and distribution in commerce, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, and among other things, as in order set forth, I., using the name "Elgin" or any simulation thereof, as a part of the corporate or trade name of respondent Elgin Razor Corporation, on the part of said corporation, and its officers, and on the part of respondent Henry T. Schiff, and three other individuals, individually and as officers of said corporation, and on the part of respondents' agents; and, II., in said connection, (a) using the name "Underwood" or any simulation thereof, as a part of the corporate or trade name of respondent Underwood Laboratories, Inc., or (b) using the word "laboratories" or any simulation thereof, as a part of said corporate or trade name, on the part of said respondent, and its officers, and on the part of respondent Henry T. Schiff, and three other individuals, individually and as officers of said corporation, and on the part of respondents' agents, etc., and, III., in said connection using the name "Underwood" or any simulation thereof, as a part of the corporate or trade name of respondent Underwood Industries, Inc., on the part of said respondent, and its officers, and on the part of respondent Henry T. Schiff, and three other individuals, individually and as officers of said corporation, and on the part of respondents' agents, etc., prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Elgin Razor Corporation et al., Docket 4458, Aug. 14, 1947]

§ 3.6 (h) *Advertising falsely or misleadingly—Fictitious or misleading guarantees:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Exaggerated as regular and customary:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Usual as reduced, special, etc.:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Maker:* § 3.66 (f) *Misbranding or mislabeling—Price:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Maker or seller:* § 3.72 (f 15) *Offering deceptive inducements to purchase or deal—Guarantee, in general:* § 3.72 (g 10) *Offering deceptive inducements to purchase or deal—Limited offers or supply:* § 3.78 *Passing off:* § 3.87 (h) *Simulating competitor or his or other's product—Trade name of competitor's product:* § 3.96 (a) *Using misleading name—Goods—Source or origin—Maker.* In connection with the offering for sale, sale and distribution in commerce, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric light-

ers, or any other merchandise, and among other things, as in order set forth, and on the part of respondent Match King, Inc., and two other corporations, and on the part of their officers, and on the part of respondent Jack Galter, and five individuals, individually and as officers of said corporations, and on the part of respondents' agents, etc., (a) using the name "Elgin," or "Remington," or "Underwood," or any simulations thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products; (b) representing that the prices at which respondents' products are offered for sale are special or reduced prices or are applicable for a limited period of time only, when such prices are in fact the regular and customary prices at which such products are offered for sale in the normal course of business; (c) representing as "candid-type" cameras any cameras which are not equipped with special lenses and shutters and which are incapable of taking action pictures under very unfavorable light conditions; or, (d) representing, through the issuance of purported "Guarantee Certificates" or otherwise, that respondents' products are guaranteed against defective workmanship and materials, unless respondents do in fact repair in accordance with the terms of such guarantee products found to be defective in such respects; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Elgin Razor Corporation et al., Docket 4458, Aug. 14, 1947]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of August A. D. 1947.

In the Matter of Elgin Razor Corporation, Underwood Laboratories, Inc., Underwood Industries, Inc., Match King, Inc., the Monarch Manufacturing Company, the American Supercraft Corporation, the American Camera Corporation, Electric Clock Corporation of America, Corporations, and Henry T. Schiff, Frances R. Schiff, Robert M. Schiff, Benjamin A. Schiff, Jack Galter, Dora M. Galter, William Galter, Harry C. Feinberg, Robert D. Schoenbrod, Arnold F. Shapiro, Albert I. Leight, Ed Cohan, Individuals

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answers of the respondents, certain stipulations of fact entered into between the respondents and counsel for the Commission, and testimony and other evidence, and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

1. *It is ordered*, That respondents Elgin Razor Corporation, Underwood Laboratories, Inc., Underwood Industries, Inc., The American Camera Corporation, and Electric Clock Corporation of America, corporations, and their officers, and respondents Henry T. Schiff, Frances R. Schiff, Robert M. Schiff and Benjamin A. Schiff, as officers of said corporations

and individually and trading under the names The Keen Manufacturing Company, Razor Service Co., General Chromium and Copper Company and Utility Manufacturing Company, or trading under any other name, and respondents Albert I. Leight and Ed Cohan, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, do forthwith cease and desist from:

(a) Using the name "Elgin" or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(b) Using the name "Hamilton" or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(c) Using the name "Remington" or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(d) Using the name "Underwood" or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(e) Representing as the customary prices of respondents' products prices which are in excess of the prices at which such products are regularly and customarily sold in the normal course of business;

(f) Representing that the prices at which respondents' products are offered for sale are special or reduced prices or are applicable for a limited period of time only, when such prices are in fact the regular and customary prices at which such products are offered for sale in the normal course of business;

(g) Representing as "candid-type" cameras any cameras which are not equipped with special lenses and shutters and which are incapable of taking action pictures under very unfavorable light conditions;

(h) Representing, through the issuance of purported "Guarantee Certificates" or otherwise, that respondents' products are guaranteed against defective workmanship and materials, unless respondents do in fact repair in accordance with the terms of such guarantee products found to be defective in such respects.

2. *It is further ordered*, That respondent Elgin Razor Corporation, a corporation, and its officers, and respondents Henry T. Schiff, Frances R. Schiff, Robert M. Schiff and Benjamin A. Schiff, individually and as officers of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric shav-

ers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, do forthwith cease and desist from:

(a) Using the name "Elgin" or any simulation thereof, as a part of the corporate or trade name of said corporation.

3. *It is further ordered*, That respondent Underwood Laboratories, Inc., a corporation, and its officers, and respondents Henry T. Schiff, Frances R. Schiff, Robert M. Schiff and Benjamin A. Schiff, individually and as officers of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, do forthwith cease and desist from:

(a) Using the name "Underwood" or any simulation thereof, as a part of the corporate or trade name of said corporation;

(b) Using the word "Laboratories" or any simulation thereof, as a part of the corporate or trade name of said corporation.

4. *It is further ordered*, That respondent Underwood Industries, Inc., a corporation, and its officers, and respondents Henry T. Schiff, Frances R. Schiff, Robert M. Schiff, and Benjamin A. Schiff, individually and as officers of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, do forthwith cease and desist from:

(a) Using the name "Underwood," or any simulation thereof, as a part of the corporate or trade name of said corporation.

5. *It is further ordered*, That respondents Match King, Inc., The Monarch Manufacturing Company and The American Supercraft Corporation, corporations, and their officers, and respondents Jack Galter, Dora M. Galter, William Galter, Harry C. Feinberg, Robert D. Schoenbrod, and Arnold F. Shapiro, individually and as officers of said corporations, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of electric shavers, cameras, electric sun lamps, talking machines, electric clocks and electric lighters, or any other merchandise, do forthwith cease and desist from:

(a) Using the name "Elgin," or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(b) Using the name "Remington," or any simulation thereof, either alone or in connection with other words, to desig-

nate, describe or refer to respondents' products;

(c) Using the name "Underwood," or any simulation thereof, either alone or in connection with other words, to designate, describe or refer to respondents' products;

(d) Representing as the customary prices of respondents' products prices which are in excess of the prices at which such products are regularly and customarily sold in the normal course of business;

(e) Representing that the prices at which respondents' products are offered for sale are special or reduced prices or are applicable for a limited period of time only, when such prices are in fact the regular and customary prices at which such products are offered for sale in the normal course of business;

(f) Representing as "candid-type" cameras any cameras which are not equipped with special lenses and shutters and which are incapable of taking action pictures under very unfavorable light conditions;

(g) Representing, through the issuance of purported "Guarantee Certificates" or otherwise, that respondents' products are guaranteed against defective workmanship and materials, unless respondents do in fact repair in accordance with the terms of such guarantee products found to be defective in such respects.

6. *It is further ordered*, That all of the respondents named in this order shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-8650; Filed, Sept. 24, 1947;
8:46 a. m.]

[Docket No. 5443]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LUSTERMAN, SELDIS CO.

§ 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition.* Selling or distributing in commerce, any umbrellas or other articles made in whole or in substantial part of a fabric composed of rayon, without clearly and conspicuously disclosing such rayon content in all invoices and by means of labels, tags, or other markings securely affixed to such article; prohibited, subject to the further provision that when such fabric is composed in part of rayon and in part of other fibers or materials, all such fibers or materials, including the rayon, shall be disclosed in the manner and by the means set forth above. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Lusterman, Seldis Company, Docket 5443, Aug. 20, 1947]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of August A. D. 1947.

In the Matter of Isidore Lusterman and Edward E. Seldis, Individually and as Copartners Trading as Lusterman, Seldis Company.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondents, in which answer respondents admitted all the material allegations of fact set forth in said complaint and waived all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondents, Isidore Lusterman and Edward E. Seldis, individually and as copartners trading as Lusterman, Seldis Company, or under any other name, their respective representatives, agents, or employees, directly or through any corporate or other device, do forthwith cease and desist from:

Selling or distributing in commerce, as "commerce" is defined in the Federal Trade Commission Act, any umbrellas or other articles made in whole or in substantial part of a fabric composed of rayon, without clearly and conspicuously disclosing such rayon content in all invoices and by means of labels, tags, or other markings securely affixed to such article; and when such fabric is composed in part of rayon and in part of other fibers or materials, all such fibers or materials, including the rayon, shall be disclosed in the manner and by the means set forth above.

It is further ordered, That respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 47-8649; Filed, Sept. 24, 1947;
8:46 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 237—INSURANCE ANNUITIES AND LUMP SUMS FOR SURVIVORS

APPLICATION FOR INSURANCE ANNUITIES AND LUMP SUMS FOR SURVIVORS

Pursuant to the general authority contained in section 10 of the act of June 24, 1937 (50 Stat. 314; 45 U. S. C. 228j) §§ 237.803 and 237.804 are amended and § 237.807 is added to the regulations of the Railroad Retirement Board under such act (12 F. R. 2017) effective immediately, by Board Order 47-350, dated September 11, 1947, to read as follows:

§ 237.803 *Filing date of application.* An application for any payment under this part shall be considered filed with the Board as of the date it is received at an office of the Board, or the date it is delivered into the custody of a duly authorized field agent, specifically authorized to receive custody thereof in the district where delivery is made, whichever date is earlier: *Provided, however*, That if, in the adjudication of an application, filed by or on behalf of any person, for a payment under this part, it is determined that such person's interests would be adversely affected by the fact that the application, mailed to the Board, was not received by the Board until the first business day following a Sunday or other non-work day on which the offices of the Board were closed, rather than on such Sunday or other non-work day, such application shall be considered as filed on such Sunday or other non-work day if it is established to the satisfaction of the Board that the application was mailed in sufficient time to have been received by the Board on such Sunday or other non-work day. *And, provided, further* That if, in the adjudication of an application, filed by or on behalf of any person, for a payment under this part, it is ascertained that, prior to the filing of the application, there had been filed with the Board, by or on behalf of such person, a statement, on a form prescribed by the Board, setting forth information showing that such person was eligible for such payment, the date on which such statement was received by the Board shall be considered the filing date of the application, in the absence of any indication that such person desires a later filing date; *And provided, further*, That if, in the adjudication of an application, filed by or on behalf of any person, for a payment under this part, it is ascertained that, prior to January 1, 1947, there has been filed with the Board, by or on behalf of such person, an application for benefits, based upon the death of an employee, under the Railroad Retirement Acts in effect prior to the 1946 amendments, such application for a payment under this part shall, in the absence of any indication that such person desires a later filing date, be deemed to have been filed as of January 1, 1947, if as of such date such person is otherwise eligible for such payment.

§ 237.804 *Record of expressed intention as application.* Where an individual orally or in writing expresses to the Social Security Administration an intention to claim benefits or a lump sum, either on his own behalf or on behalf of some other person, and notice of such intention is communicated in writing to the Railroad Retirement Board by the Social Security Administration, the Social Security Administration's record of the individual's expressed intention to claim benefits or a lump sum shall, except where such individual or such other person otherwise indicates, be deemed an application filed with the Board as of the date the Social Security Administration's record was made: *Provided*, That such individual or other person was eligible for a payment under this part at

the time such record was made: *And, provided, further*, That an application on a prescribed form is also furnished to the Board.

* * * * *

§ 237.807 *Individual deterred from filing application.* Where an individual has notified the Board in writing of his intention or desire to file an application for a payment under this part, but has been deterred to his detriment by action of the Board or of its employees from filing an application upon the form prescribed by the Board, such writing of the individual, if subsequently supplemented by an application duly executed upon the prescribed form, shall be considered by the Board as a proper and sufficient application within the meaning of § 237.802: *Provided, however* That:

(a) The action of the Board or of its employees in deterring the individual from filing an application on the prescribed form shall have consisted of:

(1) Failure to advise the individual properly as to the necessity for filing an application on such prescribed form; or

(2) Failure to furnish the individual with the appropriate application form; or

(3) Furnishing of correct information that under an existing ruling (which was subsequently reversed during the individual's lifetime) entitlement was precluded: *And, further provided*, That:

(b) The individual, upon being correctly advised by the Board as to the necessity for filing an application on the prescribed form, or as to a changed ruling affecting his entitlement, and/or upon being supplied with such prescribed form, shall file said form with the Board during his lifetime and within three months after the date on which such correct advice was given him and/or such form was mailed to him (whichever is the later) or within such additional time as the Board may deem reasonable.

(Sec. 10, 50 Stat. 314; 45 U. S. C. 228j)

Dated: September 18, 1947.

By authority of the Board.

[SEAL] MARY B. LINKINS,
Secretary of the Board.

[F. R. Doc. 47-8657; Filed, Sept. 24, 1947;
8:47 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

PART 500—GENERAL

INSURANCE OF LOANS FOR MANUFACTURE OF HOUSES

Paragraph (d) *Borrower* of § 500.37 *Insurance of loans for the manufacture of houses, Section 609, Title VI, National Housing Act* (12 F. R. 5570) is to be deleted and the following paragraph substituted:

(d) *Borrower.* The borrower must be a manufacturer of houses which, generally will have floors, exterior walls, bearing partitions, ceilings, and roofs that are fabricated in a plant utilizing power machinery and mass production meth-

ods. These houses may be manufactured as complete units or they may be fabricated as pre-fitted sections, members, and miscellaneous materials to be shipped by the manufacturer as a complete package for assembly on the site. Floors may be omitted from the manufactured product when concrete floors are specified. He must have (1) adequate plant facilities, (2) sufficient capital funds, taking into account the loan applied for, and (3) the experience necessary to achieve the required production schedule. The borrower must have a general credit standing satisfactory to the Commissioner.

R. WINTON ELLIOTT,
Assistant Commissioner.

SEPTEMBER 15, 1947.

[F. R. Doc. 47-8672; Filed, Sept. 24, 1947;
8:49 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Office of Materials Distribution, Bureau of Foreign and Domestic Commerce, Department of Commerce

PART 903—DELEGATIONS OF AUTHORITY

DELEGATION OF POWERS AND RATIFICATION OF CERTAIN PREVIOUS ACTIONS OF TEMPORARY CONTROLS ADMINISTRATOR

Section 903.0 *Delegation of powers and ratification of certain previous actions of the Temporary Controls Administrator* (Materials Control Regulation 1) (12 F. R. 2995) is hereby amended as follows:

1. By amending paragraph (a) to read as follows:

(a) *Explanation.* By Executive Order 9841, dated April 23, 1947, (12 F. R. 2645) the President transferred to the Secretary of Commerce certain functions of the Temporary Controls Administrator.

There has been established within the Bureau of Foreign and Domestic Commerce of the Department of Commerce, an Office of Materials Distribution. This regulation provides for the performance by the Director of that office of certain of the functions so transferred by Executive Order 9841. It also continues in effect certain regulations, orders and other actions previously taken relating to the functions, including actions taken by or under authority of the Temporary Controls Administrator.

2. By inserting at the end of the first sentence of paragraph (b) the following: "and except the following functions which have been transferred to the Director of the Division of Liquidation:"

and by adding the following subparagraphs (1) through (4) to paragraph (b)

(1) Functions under section 124 of the Internal Revenue Code, as amended (tax amortization)

(2) Functions with respect to claims under the Contract Settlement Act of 1944 and claims under any other statute, based on actions of, or arising out of instructions or requests of, the War Production Board or any of its predecessor agencies.

(3) Functions with respect to claims relating to property requisitioned by the Chairman of the War Production Board or by any of his predecessors.

(4) Functions under the Renegotiation Act of 1943.

3. By adding to the title of paragraph (c) the words "and others" and inserting in the third line of paragraph (c) after word "Commissioners" the words "or other officers of the Department."

(P. L. 188, 80th Congress; E. O. 9341, April 23, 1947, 12 F. R. 2645)

Issued this 19th day of September 1947.

WILLIAM C. FOSTER,
Acting Secretary of Commerce.

[F. R. Doc. 47-8570; Filed, Sept. 24, 1947;
8:51 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 21, Amdt. 1]

PART 8321—PRICING AND DISTRIBUTION POLICY FOR PRODUCTION MATERIALS AND PRODUCTION EQUIPMENT

War Assets Administration Regulation 21, as revised August 30, 1947, entitled "Pricing and Distribution Policy for Production Materials and Production Equipment" (12 F. R. 6071) is hereby amended by changing § 8321.4 (c) (5) to read as follows:

§ 8321.4 *Methods of sale.* * * *

(c) *Negotiated sale.* * * *

(5) When the property remains in inventory after a proper and adequate offering has been made; ~

(Surplus Property Act of 1944, as amended; (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Pub. Law 181, 79th Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b) and Reorganization Plan 1 of 1947 (12 F. R. 4534))

This amendment shall become effective September 17, 1947.

ROBERT M. LITTLEJOHN,
Administrator.

SEPTEMBER 17, 1947.

[F. R. Doc. 47-5723; Filed, Sept. 24, 1947;
11:55 a. m.]

[Reg. 22, Amdt. 3]

PART 8322—PRICING AND DISTRIBUTION POLICY FOR CONSUMER GOODS

War Assets Administration Regulation 22, November 30, 1946, as amended January 29, 1947, and April 23, 1947, entitled "Pricing and Distribution Policy for Consumer Goods" (11 F. R. 14106; 12 F. R. 1058; 2774) is hereby further amended by changing § 8322.4 (c) (5) to read:

§ 8322.4 *Use of methods of sale.* * * *

(c) * * *

(5) When the property remains in inventory after a proper and adequate offering has been made;

(Surplus Property Act of 1944, as amended; (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611) Pub. Law 181, 79th Cong. (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b) and Reorganization Plan 1 of 1947 (12 F. R. 4534))

This amendment shall be made effective September 17, 1947.

ROBERT M. LITTLEJOHN,
Administrator

SEPTEMBER 17, 1947.

[F. R. Doc. 47-8730; Filed, Sept. 24, 1947; 11:55 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 202—ANCHORAGE REGULATIONS

SPECIAL ANCHORAGE AREAS

Pursuant to the provisions of the Act of Congress approved April 22, 1940 (54 Stat. 150; 33 U. S. C. 180, 258, and 319) §§ 202.7, 202.14 and 202.69, are hereby revoked and the following substituted in lieu thereof:

§ 202.1 *Special anchorage areas.* (a) Vessels not more than sixty-five feet in length, when at anchor in any area designated as a special anchorage area in paragraph (b) of this section, shall not be required to carry or exhibit anchor lights.

(b) The areas hereinafter described are designated as special anchorage areas. (All bearings are referred to true meridian.)

CASCO BAY, MAINE

Beal's Cove, west side of Orr Island, Harpswell. The entire cove as defined by the shore line and a line across the entrance bearing 215° and tangent to the shore on the north side.

Harpswell Harbor east side of Harpswell Neck, Harpswell. The entire area lying westerly of a line bearing 8° from the eastern extremity of Stover's Point to the point of land at the northerly end of the harbor, said point of land bearing approximately 275° from the observatory on Orr Island.

Basin Cove, west side of Harpswell Neck, Harpswell. All of the area lying northeasterly of a line bearing 350° from the northwest corner of the entrance to the cove.

Mussel Cove and adjacent waters at Falmouth Foreside, Falmouth. All the waters lying westerly of a line bearing 123° from Dock House (F. S.) 200 yards, thence 212° to Prince Point.

PORTSMOUTH HARBOR, N. H., NORTH OF NEWCASTLE ISLAND

Southeasterly of a line bearing 74°30' from the northeasterly extremity of Goat Island; southerly of a line bearing 89°30' and passing through a point 100 feet due north of the northern extremity of Salamander Point; southwesterly of a line bearing 300° from Portsmouth Harbor Light; northwesterly of a line bearing 215°30' from the southwest corner of Frisbee Wharf; and northerly of the shore line and of the breakwater between Newcastle Island and Goat Island.

NEWBURYPORT HARBOR, MASS.

Eastward of a line bearing due north from the northeast corner of the American Yacht Club property to a point 237° and about 900 feet from South Pier; southward of a line

bearing 70° to a point 212° and 310 feet from South Pier, thence 90° to a point 180° and about 600 feet from North Pier; westward of a line bearing 180° from North Pier to the shore line.

PARKER RIVER, NEWBURY, MASS., 1½ MILES ABOVE MOUTH

That portion of the river extending 3,800 feet downstream from the highway bridge on Route 1A; excluding therefrom a clear approach to the bridge 100 feet wide following generally the deepest water.

BEVERLY AND SALEM HARBORS, MASS.

Beverly Harbor north of Salem Neck. Southwest of a line bearing 315° from a point due north of and 60 yards from the northerly corner of the Salem Willows Municipal Pier; south of a line bearing 90° from Monument Bar Beacon; east of a line bearing 180° from Monument Bar Beacon; north of a line bearing 278° from the northerly end of the Salem Willows Yacht Club house; and northwest of a line extending from the northerly end of the Salem Willows Yacht Club house to the starting point due north of and 60 yards from the northerly corner of the Salem Willows Municipal Pier.

Bass River. All of the area upstream of the highway bridge (Popes Bridge) outside of the dredged channel.

Salem Harbor. That part of the harbor lying southwesterly of a line bearing 116° from the eastern extremity of Long Point to a point 20° from the beacon southeast of Pickering Point; thence bearing 180° to a point 47° from the aforesaid beacon; thence bearing 99° to the shore; excluding therefrom the dredged channel and basin to the Dion Boat Yard.

BOSTON HARBOR, MASS., AND ADJACENT WATERS

Lynn Harbor. North of a line bearing 244° from the tower of the Metropolitan District Building, extending from the shore to a point 100 feet from the east limit of the channel; east of a line bearing 358° extending thence to a point 100 feet east of the northeast corner of the turning basin; south of a line bearing 88° extending thence to the shore; and south and west of the shore line to its intersection with the south boundary.

Vicinity of Pleasant Park Yacht Club, Winthrop. Southerly of a line bearing 276° from a point on the west side of Pleasant Street, Winthrop, 360 feet from the southwest corner of its intersection with Main Street; westerly of a line bearing 186° from a point on the south side of Main Street 140 feet from the southwest corner of its intersection with Pleasant Street; northerly of a line bearing 256° from a point on the west side of Pleasant Street 550 feet from the southwest corner of its intersection with Main Street; and easterly of a line bearing 182° from a point on the south side of Main Street 640 feet from the southwest corner of its intersection with Pleasant Street.

Mystic River east side of Chelsea Bridge North. Northerly of the northerly fender pier of Chelsea Bridge North; easterly of Chelsea Bridge North; southerly of the shore line; and westerly of a line bearing 7° from the easterly end of the aforesaid fender pier.

Mystic River west side of Chelsea Bridge North. Northerly of the northerly fender pier of Chelsea Bridge North and a line extending from the westerly end of the shoreward face of the aforesaid fender pier to the southeasterly corner of the wharf projecting from the Naval Hospital grounds; easterly of the aforesaid wharf; southerly of the shore of the Naval Hospital grounds; and westerly of Chelsea Bridge North.

Vicinity of South Boston Yacht Club, South Boston. Northerly of a line bearing 98° from the stack of the heating plant of the Boston Housing Authority in South Boston; easterly of a line bearing 5° from the

west shaft of the tunnel of the Boston Main Drainage Pumping Station; southerly of the shore line; and westerly of a line bearing 158° from the northeast corner of the iron fence marking the east boundary of the South Boston Yacht Club property.

Dorchester Bay, in vicinity of Savin Hill Yacht Club. Northerly of a line bearing 64° from the stack of the old power plant of the Boston Elevated Railway on Freeport Street in Dorchester; westerly of a line bearing 163° from the stack of the Boston Main Drainage Pumping Station on the Cow Pasture in Dorchester; and southerly and easterly of the shore line.

Dorchester Bay, in vicinity of Dorchester Yacht Club. Eastward of a line bearing 21° from the stack located a short distance northwesterly of the Dorchester Yacht Club; southward of a line bearing 294° from the southerly channel pier of the highway bridge; westward of the highway bridge and the shore line; and northward of the shore line.

Quincy Bay, in vicinity of Wollaston and Squantum Yacht Clubs. Northwesterly of a line bearing 36°30' from a point on the shore 2,600 feet easterly of the east side of the Wollaston Yacht Club landing; southwesterly of a line bearing 129°15' from the water tank in Squantum; and southeasterly and northeasterly of the shore line.

Quincy Bay, in vicinity of Merrymount Yacht Club. South of a line starting from a point bearing 248°, 3,510 yards, from the stack of the pumping station on Nut Island, and extending thence 306° to the shore; west of a line bearing 190° from the aforesaid point to the shore; and north and east of the shore line.

Weymouth Fore River, in vicinity of Quincy Yacht Club. Southwesterly of a line bearing 119° from the outer end of the wharf at Nut Island; northwesterly of a line bearing 199°30' from Pig Rock Light to the eastern end of Raccoon Island; northerly of Raccoon Island and of a line from its western extremity bearing 245° from Beacon 2A; and easterly of the shore of Houghs Neck.

Weymouth Fore River, in vicinity of Wessagussett Yacht Club. Southwesterly of a line bearing 117° from Channel Light "4"; southeasterly of a line 160 feet from and parallel to the meandering easterly limit of the dredged channel; easterly of a line bearing 188° from the eastern extremity of Rock Island Head; and northwesterly of the shore line.

Weymouth Back River, in vicinity of Eastern Neck. The cove on the north side of the river lying northerly of a line bearing 264°30' from the southwesterly corner of the American Agricultural Chemical Company's wharf (Bradley's Wharf) to the shore of Eastern Neck, about 2,200 feet distant.

PLYMOUTH HARBOR, MASS.

Southeasterly of a line bearing 39° from Splitting Knife front range light; southwesterly of a line bearing 123° from a point on the southeast face of the State Pier, 40 feet from the northeast corner (intersection of the northeast and southeast faces produced) of said pier; westerly of a line bearing 356° from the northeast corner of the Pilgrim Yacht Club wharf; and northeasterly of the shore line.

SILVER BEACH HARBOR, NORTH FALMOUTH, MASS.

All the waters of the harbor northward of the inner end of the entrance channel.

ONSET BAY, MASS.

Northerly of a line extending from the northernmost point of Onset Island to the easternmost point of Wickets Island; easterly of a line extending from the easternmost point of Wickets Island to the southwest extremity of Point Independence; southerly of the shore line; and westerly of the shore

line and of a line bearing due north from the northernmost point of Onset Island.

STONINGTON HARBOR, CONN.

Northerly of a line 150 feet north of and parallel to the main steamboat pier formerly owned by the New York, New Haven and Hartford Railroad Company; and easterly of a line extending from the northwest corner of said pier to the east abutment of the railroad bridge at the head of the harbor.

CONNECTICUT RIVER AT ESSEX, CONN.

Area No. 1. Beginning at a point on the shore on the west side of Haydens Point bearing approximately 211° 270 yards, from Haydens Point Light; thence 270° 160 yards; thence due north, 140 yards; thence 300° 190 yards; thence 330° 400 yards; thence 90° 60 yards; thence 150° 350 yards; thence 120° about 434 yards to a point on the shore; thence along the shore southwesterly to the point of beginning.

Area No. 2. Beginning at a point bearing 293° 350 yards, from Haydens Point Light; thence 270° 70 yards; thence 330° 300 yards; thence 348° 330 yards; thence 20° 63 yards; thence 117° 251 yards; thence 180° 238 yards; thence $171^{\circ}23'20''$ approximately 295 yards to the point of beginning.

Area No. 3. Beginning at a point 112 yards due north of the northeast corner of Area No. 2; thence 297° 212 yards; thence 20° 376 yards; thence 90° 60 yards; thence 180° approximately 450 yards to the point of beginning.

THE PORT OF NEW YORK

New Rochelle Harbor, west and south of Glen Island. That portion of Long Island Sound Anchorage No. 1 (as described in § 202.25 (a)) between Hog Island, Travers Island, Neptune Island and Glen Island and the main land, to the westward of a line extending from the cupola at the southeast extremity of Glen Island to the easternmost extremity of Hog Island, and to the north-eastward of a line extending from the southwest extremity of Hog Island to the southeast corner of Travers Island; excluding therefrom all waters within 25 feet of the 50-foot channel west and south of Glen Island.

New Rochelle Harbor, east of Glen Island. That portion of Long Island Sound Anchorage No. 1 (as described in § 202.25 (a)) between Glen Island and Goose Islands breakwater, northward of a line extending from the northwest end of Goose Islands breakwater to the cupola at the north end of the bathing beach on Glen Island.

Eastchester Bay, west of City Island. That portion of Long Island Sound Anchorage No. 1 (as described in § 202.25 (a)) west of City Island and within the following limits: Northward of a line ranging 244° from the Duryea Pier at the foot of City Island Avenue to Big Tom Nun Buoy No. 2 (latitude $40^{\circ}50'01''$ longitude $73^{\circ}47'25''$); thence northeastward of a line ranging 329° from Big Tom Nun Buoy No. 2 through the Nun Buoy (latitude $40^{\circ}50'46''$ longitude $73^{\circ}48'01''$) off the southern end of Rodman Neck; southeastward of a line ranging 205° from the east abutment of the City Island Bridge through the South tower of the Bronx-Whitestone Bridge; and southward of a line ranging 90° from the Pelham War Memorial in Pelham Bay Park and the steeple of the church at the southeast corner of Elizabeth Street and City Island Avenue.

Eastchester Bay, along west shore. That portion of Long Island Sound Anchorage No. 1 (as described in § 202.25 (a)) along the west shore of Eastchester Bay north of and including Wear Creek, shoreward of a line ranging 349° from the end of the timber pier at the foot of Pope Place, Edgewater, and through the transmission tower at the northeast side of the draw of the New York, New Haven and Hartford Railroad Bridge over Eastchester Creek, and having as its

northerly limit the line ranging 79° through the row of telephone poles along the north side of Watt Avenue.

Eastchester Bay, Locust Point Harbor. That portion of Long Island Sound Anchorage No. 2 (as described in § 202.25 (a)) included within the limits of Locust Point Harbor between Wright Island and Throgs Neck and to the westward of a north and south line (longitude $73^{\circ}47'53''$) through the southerly corner of the concrete culvert at the southerly end of the stone wall at Locust Point on Wright Island.

Manhasset Bay, at Manorhaven. That portion of Long Island Sound Anchorage No. 4 (as described in § 202.25 (a)) westward of a line (longitude $73^{\circ}42'53''$) ranging 180° from the end of the Town of North Hempstead pier at Manorhaven; northward of a line ranging 233° from the intersection between the shore and the northerly line of Corchang Avenue (extended) on Tom Point to Black Can Buoy No. 3 (latitude $40^{\circ}49'48.5''$ longitude $73^{\circ}43'25''$); and eastward of a line (longitude $73^{\circ}43'17''$) ranging due north to the east side of the pier of Yacht Service, Inc., on the Copp Estate at Manorhaven.

Manhasset Bay, at Port Washington, North Anchorage. That portion of Long Island Sound Anchorage No. 4 (as described in § 202.25 (a)) northward of a line (latitude $40^{\circ}49'23''$) ranging 370° from the southwest corner of the boat sheds on the Furdy Boat Company pier at Port Washington; eastward of a line ranging 346° from the flagpole on the end of the Whitney Dock at Plandome to the flagpole on the pier of the Columbia Yacht Club at Manorhaven; easterly of a line ranging 53° to the cupola of the old Sands Point schoolhouse at Port Washington; and southward of a line (latitude $40^{\circ}49'51''$) ranging 90° to the weather vane of the Port Washington Junior High School; excluding therefrom all waters within 100 feet of the buoyed east-west channel leading to the town dock at Port Washington and to Mill Pond.

Manhasset Bay, at Port Washington, South Anchorage. That portion of Long Island Sound Anchorage No. 4 (as described in § 202.25 (a)) northward of latitude $40^{\circ}49'06''$; eastward of a line ranging 346° from the flagpole on the end of the Whitney Dock at Plandome to the flagpole on the Columbia Yacht Club pier at Manorhaven; and southward of a line (latitude $40^{\circ}49'21''$) ranging 90° to the flagpole on the dock of the Port Washington Yacht Club.

Little Neck Bay. That portion of Long Island Sound Anchorage No. 5 (as described in § 202.25 (a)) southward of a line (latitude $40^{\circ}47'33''$) ranging 90° from the flagpole at Fort Totten, Willets Point, and eastward of a line (longitude $73^{\circ}46'10''$) ranging due north from the flagpole at the Bayalde Yacht Club.

Hudson River, at Yonkers. Northward of a line on range with the footbridge across the New York Central Railroad Company tracks at the southerly end of Greystone Station; eastward of a line on range with the square, red brick chimney west of the New York Central Railroad Company tracks at Hastings-on-Hudson and the easterly yellow brick chimney of the Glenwood powerhouse of the Yonkers Electric Light and Power Company; and southward of a line on range with the first New York Central Railroad Company signal bridge north of the Yonkers Yacht Club.

Hudson River, at Hastings-on-Hudson. Northward of a line on range with the northerly face of the clubhouse of the Tower Ridge Yacht Club; eastward of a line on range with the elevated tank of the Anaconda Wire and Cable Company and the channelward face of the northerly building on the water front of the said Company's property; and southward of a line on range with the first footbridge across the New York Central Railroad Company tracks, north of the Tower Ridge Yacht Club.

CHEESAPEAKE AND DELAWARE CANAL, EASTERLY OF COURTHOUSE POINT, MD.

Southerly of a line joining the northernmost extremity of Courthouse Point and the westernmost point of Herring Island; westerly of a line bearing 169° from the westernmost point of Herring Island; and northerly and easterly of the shore line.

CORPUS CHRISTI BAY, TEX.

North Area. Southward and westward of the north breakwater; northward of a line 200 feet north of and parallel to the maneuvering basin and bearing $276^{\circ}15'$ 737.9 feet, from a point marked by a lead plug in the concrete cap of said breakwater from which the Weather Service Display Tower bears $260^{\circ}45'30''$ and eastward of a line bearing thence $18^{\circ}11'$ 675.5 feet, thence due north, 725.1 feet, to a lead plug in the concrete cap of said breakwater.

South Area. Southward of the southernmost T-head pier at the foot of Cooper Avenue and of a line bearing $155^{\circ}44'$ 340.6 feet, from the southerly corner of said pier to a point on the rubble breakwater; westward and northward of said breakwater; and eastward of the Corpus Christi sea wall.

MILWAUKEE HARBOR, WIS.

North Area. That part of the north end of the outer basin or Harbor of Refuge bounded as follows: Beginning at the shoreward face of the north breakwater at a point 500 feet northerly from the north end of the fair weather entrance; thence 270° 1,100 feet; thence 215° 1,700 feet; thence 270° approximately 2,000 feet, to the lakeward face of the lakeshore revetment at a point approximately 300 feet northerly from the landing pier for small boats in the vicinity of East Wells Street extended; thence following the lakeward face of said revetment and the shore line northeasterly to the shoreward or southwesterly face of the United States breakwater; thence southerly along the shoreward face of said breakwater to the point of beginning.

South Area. An area extending southeasterly from East Russell Avenue extended, between the lake shore line and the city rubble mound shore protection, bounded as follows: Beginning at a point on the shore line in the vicinity of East Meredith Street extended and 385 feet northwesterly from the center line of East Pennsylvania Avenue extended; thence northwesterly along said shore line and the lake shore revetments to the southerly face of the city revetment on the northwesterly side of the flushing tunnel intake slip in the vicinity of East Russell Avenue extended; thence northeasterly along the southeasterly face of the said revetment and the city pier and a line in extension thereof to the intersection of said line with a line parallel to and 150 feet shoreward from the shoreward side of the city rubble mound shore protection; thence southeasterly along the latter line to the intersection thereof with a line parallel to and 385 feet northwesterly from the center line of East Pennsylvania Avenue extended; thence southwesterly along the latter line to the point of beginning.

SAN LUIS OBISPO BAY, CALIF.

Eastward of the San Luis Obispo County wharf; northward of a line bearing 116° from the southeast corner of San Luis Obispo County wharf; and westward of a line bearing 210° from the most seaward extremity of Fossil Point.

[Regs. 25 Aug. 1947—ENGWRI] (Secs. 1, 2, 3, 54 Stat. 150; 33 U. S. C. 120, 258 and 319)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-8675; Filed, Sept. 24, 1947; 8:52 a. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 9—EXECUTIVE ORDERS, PROCLAMATIONS, AND PUBLIC LAND ORDERS APPLICABLE TO THE NAVY

DISCONTINUANCE OF SAN CLEMENTE ISLAND NAVAL DEFENSIVE SEA AREA AND REVOCATION OF LAND WITHDRAWAL FOR NAVAL RADIO STATION IN ALASKA

CROSS REFERENCE: For orders affecting the tabulations contained in §§ 9.3 and 9.5, see Executive Order 9894 under Title 3, *supra*, discontinuing the San Clemente Island Naval Defensive Sea Area, and Public Land Order 410 under Title 43, *infra*, revoking Executive Order 2533 which withdrew public land in Alaska for use of the Navy Department as a naval radio station.

TITLE 36—PARKS AND FORESTS

Chapter III—Corps of Engineers, War Department

PART 311—PUBLIC USE OF CERTAIN RESERVOIR AREAS

SARDIS RESERVOIR AREA, LITTLE TALLAHATCHIE RIVER, MISSISSIPPI

The Secretary of War having determined that the use of the Sardis Reservoir Area, Little Tallahatchie River, Mississippi, by the general public for boating, swimming, bathing, fishing, and other recreational purposes will not be contrary to the public interest and will not be inconsistent with the operation and maintenance of the reservoir for its primary purposes, hereby prescribes rules and regulations pursuant to the provisions of section 4 of the Act of Congress approved December 22, 1944 (58 Stat. 889) as amended by the Flood Control Act of 1946 (60 Stat. 641) for the public use of Sardis Reservoir Area, Mississippi, by adding § 311.1 (i) Title 36, Chapter III, Part 311 of the Code of Federal Regulations as follows:

§ 311.1 Areas covered. * * *

(i) Sardis Reservoir Area, Little Tallahatchie River, Mississippi.

[Regs. 20 Aug. 1947—ENGWR] (Sec. 4, 58 Stat. 889 as amended, 60 Stat. 641, 16 U. S. C. Sup., 460d)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 47-8674; Filed, Sept. 24, 1947; 8:52 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS

NEVADA GRAZING DISTRICT NO. 3

CROSS REFERENCE: For an addition to the tabulation contained in § 162.1, see F. R. Document 47-8653 under Department of the Interior in the Notices section, *infra*, modifying Nevada Grazing District No. 3.

Appendix—Public Land Orders

[Public Land Order 410].

ALASKA

REVOKING EXECUTIVE ORDER 2533 OF FEBRUARY 20, 1917, WITHDRAWING PUBLIC LAND FOR USE OF THE NAVY DEPARTMENT AS A NAVAL RADIO STATION

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Executive Order No. 2533 of February 20, 1917, withdrawing the hereinafter described public land for the use of the Navy Department as a Naval Radio Station, is hereby revoked.

The jurisdiction over and use of such land granted the Navy Department by Executive Order 2533 shall cease upon the date of the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior, and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on November 19, 1947. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to settlement application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from November 19, 1947, to February 18, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead laws, or the small tract act of June 1, 1938, (52 Stat. 609, 43 U. S. C. sec. 682a) as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2)

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from October 31, 1947, to November 19, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on November 19, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on February 19, 1948, any of the lands remaining unappropriated shall become subject to such settlement application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general pub-

lic may be presented during the 20-day period from January 31, 1948, to February 19, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on February 19, 1948, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office, Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 65 and 66 of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the District Land Office, Anchorage, Alaska.

The lands affected by this order are described as follows:

SEWARD MERIDIAN

T. 1 S., R. 1 W.,
Sec. 2, lot 3.

The area described contains 38.06 acres.

The land is located at the head of Resurrection Bay in Prince William Sound and is on the delta of the Salmon and Resurrection Rivers. The tract is level, but is backed one-half mile to the northwest by steep mountains. The cover consists mostly of small white and black spruce.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior

SEPTEMBER 17, 1947.

[F. R. Doc. 47-8651; Filed, Sept. 24, 1947; 8:46 a. m.]

[Public Land Order 411]

IDAHO

REVOKING PUBLIC LAND ORDER NO. 179 OF OCTOBER 1, 1943, WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT AS AN AIR-TO-GROUND GUNNERY RANGE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 179 of October 1, 1943, withdrawing the public lands in the hereinafter-described areas for the use of the War Department as an air-to-ground gunnery range, is hereby revoked.

The jurisdiction over and use of such lands granted to the War Department by Public Land Order No. 179 shall cease upon the date of the signing of this order. Thereupon, the jurisdiction over

and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on November 19, 1947.

At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows.

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from November 19, 1947, to February 13, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a) as amended by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283) subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from October 31,

1947, to November 19, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on November 19, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on February 19, 1948, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from January 31, 1948, to February 19, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on February 19, 1948, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office, Blackfoot, Idaho, shall be acted upon in accordance with the regulations

contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 236 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office, Blackfoot, Idaho.

The lands affected by this order are the public lands in the following-described areas:

BOISE MERIDIAN

T. 1 S., R. 1 E.,
Secs. 33 to 36 inclusive.

T. 2 S., R. 1 E.,
Secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, and secs. 21 to 27 inclusive.

The areas described, including both public and nonpublic lands, aggregate 14,735.20 acres.

The lands have a generally rolling surface with sandy loam and clay loam soils. Sagebrush is the dominant vegetation, with an understory of native grasses.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

SEPTEMBER 17, 1947.

[P. R. Doc. 47-8652; Filed, Sept. 24, 1947; 8:46 a. m.]

PROPOSED RULE MAKING

CIVIL AERONAUTICS BOARD

[14 CFR, Part 228]

FREE TRAVEL FOR POSTAL EMPLOYEES NOTICE OF PROPOSED AMENDMENT OF REGULATIONS

The Civil Aeronautics Board has under consideration the amendment of § 228.1 (a) (5) of its Economic Regulations, for the purpose of adding the following designated persons to the list of postal offi-

cers who are to be carried free when traveling on official business relating to the transportation of mail by aircraft: The Regional Superintendents and Assistant Regional Superintendents at Large, Air Postal Transport. There would be added, at the end of subparagraph (5) of § 228.1 (a) the following language: "the Regional Superintendents and Assistant Regional Superintendents at Large, Air Postal Transport." No other changes in the regulations would be involved.

The amendment is proposed under the authority of §§ 205 (a) and 405 (m) of the Civil Aeronautics Act of 1938 as amended (52 Stat. 934, 934 as amended; 49 U. S. C. 425, 485)

Written comments may be submitted to the Secretary, Civil Aeronautics Board, Washington 25, D. C., on or before October 13, 1947.

[SEAL] M. C. MULLIGAN,
Secretary.

[P. R. Doc. 47-8676; Filed, Sept. 24, 1947; 8:52 a. m.]

NOTICES

TREASURY DEPARTMENT

Bureau of Customs

[T. D. 51752]

UNION OF SOVIET SOCIALIST REPUBLICS ZONE OF OCCUPATION IN GERMANY

"NO CONSUL" LIST

SEPTEMBER 19, 1947.

In accordance with a recommendation from the Department of State, the Union of Soviet Socialist Republics Zone of

Occupation in Germany, is hereby added to the "No consul" list, (1946) T. D. 51400, as amended.

Consular invoices covering merchandise from the Union of Soviet Socialist Republics Zone of Occupation in Germany will be accepted by collectors of customs if certified under the provisions of section 482 (f), Tariff Act of 1930.

[SEAL] G. H. GRIFFITH,
Acting Deputy Commissioner.

[P. R. Doc. 47-8666; Filed, Sept. 24, 1947; 8:47 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

NEVADA

MODIFYING NEVADA GRAZING DISTRICT NO 3

Under and pursuant to the provisions of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976; 43 U. S. C., sec. 315, et seq.), and subject to the limitations and conditions therein contained, Nevada Grazing District No. 3 is modified

by eliminating therefrom the following described land:

NEVADA

MOUNT DIABLO MERIDIAN

T. 13 N., R. 25 E.,
Sec. 9, E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$,
Sec. 16, NW $\frac{1}{4}$ NE $\frac{1}{4}$.

The area described aggregates 280 acres.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

AUGUST 29, 1947.

[F. R. Doc. 47-8653; Filed, Sept. 24, 1947;
8:46 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-704]

TRANS-CONTINENTAL GAS PIPE LINE CO.,
INC.

ORDER POSTPONING HEARING

SEPTEMBER 22, 1947.

Upon consideration of the motion of Trans-Continental Gas Pipe Line Company, Inc. (Applicant) filed September 16, 1947, for a postponement of the hearing herein now set to commence on September 29, 1947; and it appearing to the Commission that:

(a) Applicant failed to submit required data and information on or before September 15, 1947, as provided in the Commission's order of June 5, 1947, fixing date of hearing herein for September 29, 1947.

(b) Applicant states in its motion for a postponement to October 20, 1947, that due to circumstances over which it had no control, it was unable to file such information and data by September 15, 1947, and that it is the present intention of Applicant fully to prepare all its exhibits and data in final form and to submit and serve same substantially in advance of the requested hearing date.

The Commission orders that: The hearing in the above-entitled matter now set to commence on September 29, 1947, be and the same is hereby continued to October 27, 1947, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.. *Provided, however*, That such date of hearing is subject to further postponement if Applicant fails to submit the required data and information on or before October 13, 1947.

By the Commission.

Date of Issuance: September 22, 1947.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 47-8673; Filed, Sept. 24, 1947;
8:51 a. m.]

[Project No. 1975]

IDAHO POWER CO.

NOTICE OF APPLICATION FOR MAJOR LICENSE

SEPTEMBER 19, 1947.

Public notice is hereby given, pursuant to the provisions of the Federal Power

Act (16 U. S. C. 791-825r), that Idaho Power Company, of Boise, Idaho, has made application for license for proposed major Project No. 1975 (Bliss) on the Snake River, in Gooding and Twin Falls Counties, Idaho, consisting of a concrete dam in section 9, T. 6 S., R. 12 E., Boise meridian, creating a reservoir having maximum pool elevation of approximately 2,736 feet and extending upstream to the tailrace of the Lower Salmon power project (No. 457) a distance of about 10 miles; a powerhouse with installed capacity of about 134,000 horsepower in four units of equal size; a switchyard; two 138,000-volt tie lines connecting with the applicant's Hagerman Valley-Boise and Hagerman-Caldwell transmission lines; and appurtenant works.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted before November 4, 1947, to the Federal Power Commission, at Washington, D. C..

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 47-8654; Filed, Sept. 24, 1947;
8:46 a. m.]

[Docket No. IT-6085]

UNITED ILLUMINATING CO.

NOTICE OF ORDER AUTHORIZING ADDITIONAL USE OF PERMANENT EMERGENCY CONNECTION

SEPTEMBER 19, 1947.

Notice is hereby given that, on September 19, 1947, the Federal Power Commission issued its order entered September 19, 1947, authorizing additional use of permanent emergency connection to alleviate power shortage on the New England Electric System, in the above-designated matter.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 47-8655; Filed, Sept. 24, 1947;
8:46 a. m.]

[Docket No. IT-6086]

CONNECTICUT LIGHT AND POWER CO.

NOTICE OF ORDER AUTHORIZING ADDITIONAL USE OF PERMANENT EMERGENCY CONNECTION

SEPTEMBER 19, 1947.

Notice is hereby given that, on September 19, 1947, the Federal Power Commission issued its order entered September 19, 1947, authorizing additional use of permanent emergency connection to alleviate power shortage on the New England Electric System, in the above-designated matter.

[SEAL]

J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 47-8656; Filed, Sept. 24, 1947;
8:46 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 7-998]

GENERAL PUBLIC UTILITIES CORP.

FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of September A. D. 1947.

The Los Angeles Stock Exchange has made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the Common Stock, \$5.00 Par Value, of General Public Utilities Corporation.

After appropriate notice and opportunity for hearing and in the absence of any request by any interested person for hearing on this matter, the Commission on the basis of the facts submitted in the application makes the following findings:

(1) That this security is listed and registered on the New York Stock Exchange; that the geographical area deemed to constitute the vicinity of the Los Angeles Stock Exchange is the States of California and Arizona; that out of a total of 7,537,000 shares outstanding, 356,676 shares are owned by 3,659 shareholders in the vicinity of the Los Angeles Stock Exchange; and that in the vicinity of the Los Angeles Stock Exchange there were 1,560 transactions involving 141,000 shares from April 1, 1946, to March 31, 1947;

(2) That sufficient public distribution of, and sufficient public trading activity in, this security exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(3) That the extension of unlisted trading privileges on the applicant exchange to this security is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Los Angeles Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, \$5.00 Par Value, of General Public Utilities Corporation be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-8662; Filed, Sept. 24, 1947;
8:47 a. m.]

[File No. 54-51]

NATIONAL POWER & LIGHT CO. ET AL,

NOTICE OF FILING OF AMENDED PLAN AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Penn-

sylvania, on the 19th day of September A. D. 1947.

In the matter of National Power & Light Company, Lehigh Valley Transit Company, Lehigh Valley Transportation Company, Easton Transit Company, and Easton & South Bethlehem Transportation Company. File No. 54-51, Application No. 10, Part B.

On February 7, 1947, National Power & Light Company ("National") a registered holding company subsidiary of Electric Bond and Share Company ("Bond and Share") also a registered holding company, filed with the Commission an application for approval of a plan proposed by National and joined in by National's subsidiary, Lehigh Valley Transit Company ("Transit") and the latter's wholly-owned subsidiaries, Lehigh Valley Transportation Company ("Lehigh") Easton Transit Company ("Easton") and Easton & South Bethlehem Transportation Company ("Bethlehem"), pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for the reorganization of Transit. The stated purpose of said plan was to effectuate compliance with section 11 (b) (2) of the act and the orders of the Commission thereunder of August 23, 1941 and November 9, 1942 directing the dissolution of National and the reorganization of Transit. The plan provided for the retirement of the outstanding \$4,915,000 principal amount of Transit's Refunding and Improvement Mortgage 5% Bonds due 1960 ("Bonds") the retirement of Transit's outstanding preferred stock through the issuance of new common stock of Transit to National and the payment in cash for the publicly-held preferred stock; the surrender by National to Transit of the latter's common stock for cancellation and certain accounting adjustments. The Commission on February 14, 1947 issued its Notice of and Order for Hearing (Holding Company Act Release No. 7207) with respect to said plan and hearings were held on such matters from time to time. On July 21, 1947, National filed a new plan pursuant to section 11 (e) of the act. Said plan differed from the plan filed on February 7, 1947 in that it proposed to retire 70% of the principal amount of the Bonds in lieu of the complete retirement proposed in the original plan.

Notice is hereby given that on September 11, 1947 National filed an application joined in by Transit, Lehigh, Easton and Bethlehem pursuant to section 11 (e) of the act for approval of an amended plan proposed by National and joined in by all the subsidiaries named above in substitution for the plans heretofore filed and described above. National requests that the plans of February 7, 1947 and July 21, 1947 heretofore filed, be withdrawn.

All interested persons are referred to the aforesaid amended plan and the application in respect thereto which are on file in the offices of the Commission for a full statement of the transactions therein proposed which may be summarized as follows:

1. Transit will retire all of its \$4,915,000 principal amount of Bonds, which Bonds are redeemable prior to maturity at 110,

at the principal amount thereof plus accrued interest thereon, in cash, through the use of treasury funds, or through the delivery of full shares of Pennsylvania Power & Light Company 4½% preferred stock, valued at \$112.50 per share, and cash to bondholders who voluntarily accept the exchange offer described in Paragraph 2 below.

2. Prior to the consummation date of the plan, Transit will offer bondholders, who within a period of thirty days deposit their bonds with the Trustee under the Mortgage, for each \$500 principal amount of bonds so deposited (a) one full share of Pennsylvania Power & Light Company preferred stock plus the maximum number of additional full shares of such stock as may be available after pro-rating on a full share basis the 13,769 shares of such stock presently owned by Transit, among the total number of units of \$500 principal amount of bonds deposited under the exchange offer, the aggregate amount of such stock (valued at \$112.50 per share) not to exceed the principal amount of bonds so deposited and (b) an amount in cash equal to the difference, if any, between the principal amount of the bonds so deposited and accrued and unpaid interest to the consummation date, and the aggregate amount of such shares of preferred stock taken at the price of \$112.50 per share.

3. Transit has issued and outstanding 98,491 shares (exclusive of 1,103 shares reacquired and held in treasury) of 5% preferred stock of the par value of \$50 per share; 98,350 shares of such stock are held by National and 141 shares are held by the public. Accumulated and unpaid dividends on this stock as of December 31, 1946 amounted to \$79.33 per share aggregating \$7,813,540, of which \$7,802,354 is applicable to the shares held by National and \$11,186 to shares held by the public. Transit proposes to discharge all claims with respect to the preferred stock and arrearages thereon and to retire such stock by (a) exchanging 545,610 shares of new common stock of a par value of \$2 per share for the 98,350 shares of such stock held by National and (b) paying the holders of the publicly-held preferred stock cash in the amount of \$90 per share.

4. Transit has outstanding 58,709 shares (exclusive of 1,238 shares reacquired and held in treasury) of common stock of the par value of \$50 per share; 58,255 shares of such stock are owned by National and 454 shares are owned by the public. National will surrender to Transit for cancellation its shares of the latter's common stock. The owners of the publicly-held common stock of Transit will receive in exchange therefor Transit's new common stock on a share-for-share basis.

5. Transit proposes to restate its property account to eliminate therefrom approximately \$7,260,000 which is stated to be the excess of the carrying value of Transit's property over its estimated historical cost. Transit will create a "Reserve for Proposed Railway Abandonments and Possible Loss on Investments" in the amount of approximately \$5,734,000. In making the foregoing adjustments, Transit will utilize its earned surplus and capital surplus created by

the transactions described in paragraphs 3 and 4 above.

6. National proposes to distribute to its common stockholders the 545,610 shares of new common stock of Transit to be issued under the plan.

The Commission is requested in the event it approves the plan to apply to an appropriate District Court of the United States for an order of enforcement.

The amended plan states that its consummation is subject to receipt of a closing agreement or ruling as to the tax consequences to National and Transit, which agreement or ruling shall be satisfactory to National and Transit. National and Transit request that the order approving the plan recite that the relevant transactions of the plan are necessary or appropriate to effectuate the provisions of section 11 (b) of the act, within the meaning and requirements of the Internal Revenue Code, as amended, including section 1803 (f) and Supplement R thereof.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan thereunder to find, after notice and opportunity for hearing that the plan, as submitted or as modified, is necessary to effectuate the provisions of subsection (b) of section 11 of the act, and is fair and equitable to the persons affected thereby, and it appearing appropriate to the Commission that a hearing be held upon the amended plan to afford all interested persons an opportunity to be heard with respect thereto:

It is ordered, Under the applicable provisions of the act and the rules thereunder that the hearings in these proceedings be reconvened on October 2, 1947, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That William W. Swift, the hearing officer previously designated, or any officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's Rules of Practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the plan, as amended, and that, upon the basis thereof, the following matters and questions are presented for consideration without prejudice to its specifying additional matters or questions upon further examination:

(1) Whether the amended plan, as submitted or as hereafter modified, is necessary to effectuate the provisions of section 11 (b) (2) of the act, and constitutes an appropriate step in compliance with the orders of this Commission dated August 23, 1941, and November 9, 1942, thereunder.

(2) Whether the proposed retirement of the bonds of Transit at the principal

amount thereof and the exchange offer with respect to such bonds are fair and equitable to the holders of such bonds.

(3) Whether the proposed payment of \$90 per share to the holders of Transit's publicly-held preferred stock in full satisfaction of their claims is fair and equitable to the holders of such stock.

(4) Whether the issuance of new common stock as proposed in the plan is fair and equitable to the holders of the present common stock of Transit.

(5) Whether the proposed acquisitions and security issuances meet the applicable standards of the act, particularly sections 7, 10 and 12 thereof.

(6) Whether the accounting adjustments proposed to be made by Transit are appropriate, and whether any other accounting adjustments should be made in connection with the proposed transactions.

(7) Whether the amended plan, as filed or as modified, makes appropriate provisions for the payment of expenses, fees and remuneration in connection with the reorganization, in what amounts such expenses, fees and remuneration should be paid, and the fair and equitable allocation thereof.

(8) Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers, and consistent with all applicable requirements of the act and the rules thereunder, and, if not, what modification should be required to be made therein and what terms and conditions should be imposed to satisfy the applicable statutory standards.

It is further ordered, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That notice of this hearing be given to the parties above named herein, the Public Utilities Commission of the State of Pennsylvania, the Interstate Commerce Commission, the Lehigh Valley Trust Company, as trustee under Transit's Refunding and Improvement Mortgage, and to all persons heretofore granted participation in these proceedings, by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by a general release of the Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That the plan filed on February 7, 1947, and the amended plan filed on July 21, 1947, be, and hereby are, withdrawn.

It is further ordered, That Transit shall give notice of this hearing to all of its security holders (insofar as the identity of such security holders is known or available to it) by mailing to each of said persons a copy of this notice and order for hearing at his last known address at least ten days prior to date of said hearing.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-8664; Filed, Sept. 24, 1947; 8:47 a. m.]

[File Nos. 70-1477, 70-1484]

PUBLIC SERVICE CO. OF INDIANA, INC., AND
MIDDLE WEST CORP.

ORDER MODIFYING PREVIOUS ORDER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 19th day of September A. D. 1947.

The Commission, on July 10, 1947, having issued its order (Holding Company Act Release No. 7554) in the above matter granting, subject to certain conditions, the application of Public Service Company of Indiana, Inc. ("Public Service") with respect to the issuance and sale of \$11,077,800 principal amount of its Fifteen-year 2¾% Convertible Debentures through subscription warrants issued to its common stockholders and also having granted the application of The Middle West Corporation ("Middle West") to acquire and sell at the current market price the subscription warrants which it would receive as the owner of 224,586 shares of common stock of Public Service; and

Middle West having sold said warrants in accordance with the above order and now having filed a Supplemental Application stating that it proposes to invest the proceeds from said sale in shares of the common stock of Kentucky Utilities Company and requesting that said order of July 10, 1947, be modified to conform to the requirements of sections 371, 372 and 373 of the Internal Revenue Code, as amended, with respect to such sale of warrants and investment of proceeds; and

The Commission having heretofore approved the investment by Middle West of additional funds in the common stock of Kentucky Utilities Company (see Holding Company Act Release No. 7489) and

The Commission having considered such Supplemental Application and deeming it appropriate to grant the request of Middle West:

It is ordered, That the order of this Commission entered on July 10, 1947, in the above matter be, and hereby is, modified by adding thereto the following:

It is further ordered and recited, That the following transactions are necessary or appropriate to the integration of the holding company system of The Middle West Corporation and to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(1) The sale and transfer by The Middle West Corporation of 11,299.3 warrants (equal to 224,586 rights) of Public Service Company of Indiana, Inc., evidencing rights to subscribe for \$2,245,860 principal amount of Fifteen-year 2¾% Convertible Debentures, due May 1, 1962, of Public Service Company of Indiana, Inc., and

(2) The expenditure by The Middle West Corporation of the amount (\$250,413.39) received by The Middle West Corporation from the sale and transfer of said warrants or rights of Public Service Company of Indiana, Inc., for the purchase of 25,041.339 shares of the par value of \$10 each of common stock of Kentucky Utilities Company.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-8658; Filed, Sept. 24, 1947; 8:46 a. m.]

[File No. 70-1582]

DUQUESNE LIGHT CO. AND ALLEGHENY
COUNTY STEAM HEATING CO.

ORDER APPROVING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of September A. D. 1947.

Duquesne Light Company ("Duquesne"), a public utility company, and its wholly owned non-utility subsidiary, Allegheny County Steam Heating Company ("Allegheny"), having filed a declaration and application and amendments thereto pursuant to sections 6 (b), 9, 10 and 12 (c) of the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder with respect to:

(1) An increase in the authorized capital stock of Allegheny from 80,000 shares to 96,000 shares, the issuance of 33,000 of such shares to Duquesne in payment of a promissory note in the amount of \$1,650,000 due from Allegheny to Duquesne and the issuance and sale of 13,000 of such shares to Duquesne for a cash consideration of \$650,000; and the payment by Allegheny to Duquesne of a cash dividend from earned surplus in the amount of \$1,200,000; and

(2) The issuance and sale by Duquesne, pursuant to the competitive bidding requirements of Rule U-50, of \$75,000,000 principal amount of First Mortgage Bonds, Series due August 1, 1977; and

(3) The use of the proceeds from the sale of such bonds (a) to redeem and retire Duquesne's presently outstanding \$70,000,000 principal amount of first Mortgage 3½% Bonds, due June 1, 1965, at the redemption price thereof and (b) for general corporate purposes; and

A public hearing having been held, after appropriate notice, with respect to said application and declaration, and oral argument having been heard with respect to certain provisions of the indenture securing said bonds, and the Commission having considered the record made and having filed its findings and opinion herein;

It is ordered, That said application and declaration, as amended, be and they hereby are approved and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24, and subject to the further condition that the proposed issue and sale of bonds shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate; and

It is further ordered, That the period required by subparagraph (b) of Rule

U-50 for the invitation of bids may be reduced to a minimum of 6 days; and

It is further ordered, That jurisdiction is reserved with regard to the payment of fees and expenses and with respect to all matters concerning compliance with the requirements of section 11 as set forth in the findings and opinion filed herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-8660; Filed, Sept. 24, 1947;
8:47 a. m.]

[File Nos. 70-1605, 31-58]

MIDDLE WEST CORP. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING
AND ORDER FOR REOPENING OF RECORD AND
ORDER FOR CONSOLIDATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 19th day of September A. D. 1947.

In the matter of The Middle West Corporation, Central Illinois Public Service Company, Halsey, Stuart & Co., Inc., File No. 70-1605; Halsey, Stuart & Company, Inc., File No. 31-58.

Notice is hereby given that The Middle West Corporation ("Middle West") a registered holding company, and Central Illinois Public Service Company ("Cips") a public utility subsidiary of Middle West, have filed applications and declarations with this Commission pursuant to the Public Utility Holding Company Act of 1935, and have designated sections 6 (b) 9 and 10 of the act and Rule U-43 promulgated thereunder as applicable to the proposed transactions. Halsey, Stuart & Co., Inc. ("Halsey, Stuart") owner of 25.7% of the presently outstanding common stock of Cips, but presently exempted from the registration provisions of the act, has filed a "Supplemental Application" without designating the applicable sections of the act, and states that such application is filed in connection with the applications and declarations filed by Middle West and Cips.

All interested persons are referred to said applications and declarations on file in the office of this Commission for a statement of the transactions proposed which are summarized as follows:

Cips proposes to issue and sell 430,000 additional shares of common stock of the par value of \$10 per share for a cash consideration of \$4,300,000 to Middle West and Halsey, Stuart, the holders of all of its common stock, pro rata according to the number of shares held by each. Of the total shares to be issued and sold by Cips, 110,700 shares will be purchased by Halsey, Stuart and the remaining 319,300 shares will be purchased by Middle West. Delivery and payment for such shares is to be on June 30, 1948, or such earlier date as may be convenient to the purchasers.

According to the applications and declarations, Cips will use the proceeds in the amount of \$4,300,000 derived from the sale of the said 430,000 shares of its

common stock for the payment in part of additions and extensions to its electric facilities. It is further stated that the issuance and sale of such stock is solely for the purpose of financing the business of Cips as a public utility and will be expressly authorized by the Illinois Commerce Commission.

Halsey, Stuart, in addition to its request for approval of the acquisition of shares now proposed to be acquired, also requests that a requisite order be entered extending for a period of one year from the date of such acquisition the exemption of Halsey, Stuart from the provisions of the act which would require it to register because of its owning, controlling or holding, with power to vote, 10% or more of the outstanding voting securities of Cips.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a public hearing be held with respect to said applications and declarations and that said applications and declarations shall not be granted nor permitted to become effective except pursuant to further order of the Commission; and

It appearing to the Commission that proceedings in "In the Matter of Halsey, Stuart & Company, Inc. File No. 31-58" are related to the application of Halsey, Stuart, and that substantial savings in time, effort and expense will result if the aforesaid proceedings are reopened and consolidated with hearings on matters under File No. 70-1605:

It is ordered, That the proceedings "In the Matter of Halsey, Stuart & Company, Inc. File No. 31-58" be reopened and consolidated with the hearing on the above described applications and declarations. The Commission reserves the right, if at any time it may appear conducive to an orderly and economic disposition of said matters, to order a separate hearing concerning such matter, to close the record with respect to any of the matters, or to take action on any of the matters prior to the closing of the record on any other matter:

It is further ordered, That a hearing on such matters under the applicable provisions of the Act and Rules thereunder, be held at 10:00 a. m., e. s. t. on October 2, 1947, in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on that date by the hearing room clerk in Room 318. Any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before October 1, 1947, a written request relative thereto as provided by Rule XVII of the Commission's rules of practice. In the event that amendments to the said applications and declarations are filed during the course of said proceedings, no notice of such amendments will be given unless specifically ordered by the Commission. Any person desiring to receive notice of the filing of any amendments should file an appearance in these proceedings or otherwise specifically request such notice.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that

purpose, shall preside at the hearing in such matter. The officer so designated at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the applications and declarations, and that, upon the basis thereof, the following matters and questions are presented for consideration by the Commission without prejudice, however, to the presentation of additional matters and questions for further examination:

1. Whether the proposed issue and sale of common stock of the par value of \$10 per share by Cips is solely for the purpose of financing the business of the company and has been expressly authorized by the State Commission of the State in which the company is organized and doing business.

2. Whether the proposed acquisition by Middle West and Halsey, Stuart of common stock of Cips is detrimental to the carrying out of the provisions of section 11 and will have the tendency required by section 10 (c) (2) of the act and otherwise meets the applicable provisions of the act.

3. Whether the request by Halsey, Stuart for an extension of an exemption from the provisions of the Act which would require it to register because of its owning, controlling, or holding with power to vote 10% or more of the outstanding voting securities of Cips for the period of one year from the date of the acquisition of the securities proposed to be acquired should be granted.

4. Whether terms of the agreement relating to the issue and sale of common stock of the par value of \$10 per share by Cips and the acquisition thereof by Halsey, Stuart and Middle West are appropriate and in the interest of investors or consumers.

5. Whether fees, commissions or other remunerations to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

6. What terms and conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or in the interests of investors or consumers.

7. Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules and regulations thereunder.

It is further ordered, That at said hearing evidence shall be adduced with respect to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to The Middle West Corporation, Central Illinois Public Service Company, Halsey, Stuart & Co., Inc., and Illinois Commerce Commission, and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility

Holding Company Act of 1935, and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 47-8659; Filed, Sept. 24, 1947;
8:46 a. m.]

[File No. 70-1607]

CONSOLIDATED ELECTRIC AND GAS CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of September A. D. 1947.

Consolidated Electric and Gas Company ("Consolidated"), a registered holding company, has filed a declaration, with one amendment thereto, with this Commission pursuant to the Public Utility Holding Company Act of 1935 and certain rules and regulations promulgated thereunder regarding the following transactions:

Consolidated proposes to issue and sell 2¾% one year promissory notes, at par, in the aggregate face amount of \$5,900,000 (this amount having been reduced from \$6,000,000 by the amendment). It is further proposed that these notes be sold to Central Hanover Bank and Trust Company, New York, New York and Continental Illinois Bank and Trust Company of Chicago, Chicago, Illinois, in the amount of \$2,950,000 to each bank. Consolidated also proposes to pledge as security for said notes certain portfolio securities of Consolidated and its direct and wholly owned subsidiary, The Islands Gas and Electric Company. The proceeds of these notes, together with other corporate funds to the extent necessary, are to be used to redeem and retire bank notes of Consolidated now outstanding in the aggregate amount of \$6,070,000, maturing November, 1948.

Notice of this filing was duly given in the manner prescribed by Rule U-23 promulgated pursuant to the act. The Commission has not received a request for hearing with respect thereto within the period specified in said notice, or otherwise, and has not ordered a hearing thereon.

The Commission finding in respect to this declaration that there is no basis for any adverse findings under the applicable provisions of the act and rules thereunder; deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective; and further deeming it appropriate to grant the request of declarant that this order be effective upon issuance;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that this declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 47-8661; Filed, Sept. 24, 1947;
8:47 a. m.]

[File No. 70-1622]

CENTRAL VERMONT PUBLIC SERVICE CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of September A. D. 1947.

Notice is hereby given that Central Vermont Public Service Corporation ("Central Vermont") a public utility subsidiary of New England Public Service Company, a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935. Applicant has designated the third sentence of section 6 (b) of the act as applicable to the proposed transactions.

All interested persons are referred to said application which is on file in the office of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Central Vermont proposes the issuance and sale to The First National Bank of Boston, from time to time, of promissory notes in sums aggregating not in excess of \$2,600,000, and to secure said notes by a second mortgage upon its properties. The notes will mature two years from the date of issue of the first note and will bear interest at the rate of 3% per annum. The proceeds of said notes will be used, first, to repay The First National Bank of Boston sums already borrowed and which may be borrowed under the authorization contained in the order of the Commission dated June 24, 1947 (Holding Company Act Release No. 7510) granting the company's application for the issuance and sale of unsecured notes in the aggregate amount of \$1,600,000, and second, for the repair and replacement of the company's properties destroyed by a flood on June 3, 1947 and for the construction and acquisition of facilities for use in its business as an electric and gas utility.

Applicant further states that The First National Bank of Boston, already committed to advance to the company the aggregate sum of \$1,600,000 on 1½% unsecured notes, has agreed to provide an additional \$1,000,000 on condition that the total indebtedness of \$2,600,000 evidenced by 3% notes, be secured by a second mortgage on the company's physical properties, now owned and hereafter acquired, with certain exceptions.

It is represented by applicant that The Public Service Commissions of the States of Vermont and New Hampshire have jurisdiction over the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors or consumers that a hearing be held with respect to the matter set forth in said application and that the application

shall not be granted except pursuant to further order of this Commission:

It is ordered, That a hearing on the application, pursuant to the applicable provisions of the act and the rules and regulations thereunder, be held on October 7, 1947 at 10:00 a. m., e. s. t., at the offices of this Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of this Commission, on or before October 6, 1947, a written request relative thereto as provided by Rule XVII of the Commission's Rules of Practice.

It is further ordered, That Allen McCullen, or any other officer or officers of this Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a hearing officer under the Commission's rules of practice.

The Public Utilities Division of the Commission having advised the Commission that it has made a preliminary examination of the application and that, upon the basis thereof, the following matters and questions are presented for consideration without prejudice to its specifying additional matters or questions upon further examination:

1. Whether the proposed issuance and sale of the secured notes by Central Vermont are solely for the purpose of financing the business of Central Vermont and have been expressly authorized by the State Commissions of the States in which it is organized and doing business.

2. Whether the terms and conditions of the proposed issue and sale of notes are detrimental to the public interest or to the interest of investors or consumers.

3. Whether the legal fees and other expenses to be paid in connection with the proposed transactions are fair and reasonable.

4. Whether the accounting entries to be made by Central Vermont in connection with the proposed transactions are proper and in accordance with sound accounting practices.

5. What terms and conditions, if any, with respect to the proposed transactions are necessary or appropriate in the public interest or for the protection of investors or consumers.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail on the applicant herein, the Public Service Commissions of the States of Vermont and New Hampshire, and the Federal Power Commission; and that notice of said hearing shall be given to all other persons by publication of this notice and order in the FEDERAL REGISTER, and by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases

issued under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 47-8663; Filed, Sept. 24, 1947;
8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Supp. Vesting Order 9705]

WILLIAM BEIER

In re: Estate of William Beier, deceased. File D-28-10023; E. T. sec. 14215.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elfrieda Schramm, Katharine Haertel and Margarethe Fiebig, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of William Beier, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Robert Cooke, as Administrator, acting under the judicial supervision of the Circuit Court of the State of Oregon for Multnomah County

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 25, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8680; Filed, Sept. 24, 1947;
8:50 a. m.]

No. 188—3

[Supp. Vesting Order 9710]

AUGUST H. REINECKE

In re: Estate of August H. Reinecke, also known as A. H. Reinecke, deceased. File D-28-10825; E. T. sec. 15248.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herta Gunther, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of August H. Reinecke, also known as A. H. Reinecke, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany),

3. That such property is in the process of administration by Bank of America National Trust and Savings Association, as Executor, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Los Angeles;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 25, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8691; Filed, Sept. 24, 1947;
8:50 a. m.]

[Vesting Order 9745]

KATARINE CHRISTINE SCHUELER ET AL.

In re: Debt owing to Katarine Christine Schueler and others. D-28-8126-C-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons, whose names and last known addresses are as set forth below:

Katarine Christine Schueler, Ostseebad Kuehlungsborn, Germany.

Paul Schueler, Kleine Parisergasse 1, Wetzlar, Germany.

Hermann Schueler, Ludwig Richter Str. 12, Frankfurt a/M., Eschersheim, Germany.

Heinrich Schueler, Soffenstr. 20, Wetzlar, Germany.

Berta Schueler, Soffenstr. 20, Wetzlar, Germany.

Hans Kapfenberger, Horst Wesselstr. 23, Mainz, Germany.

Hans Spiller, Duesseldorf, Germany.

Margarete Welgold, Duesseldorf, Germany.

Heinz Georg Spickermann, Gnatsenaust. 10, Zwickau S., Germany.

Willy Spickermann, beim Pfarrhof 4, Berlin-Staaken, Germany.

Kurt Spickermann, Berlin No. 53, Germany.

Erna Henning, Herrfurthplatz 6, Berlin-Neukolln, Germany.

Wilhelm Spickermann, Rantau, Germany.

Bertha Hedwig Steinberg, Schneidemuehl, Germany.

Elfriede Mathilde Brunk, Stranz, Germany.

Anna Louke Raecke, Schneidemuehl, Germany.

Gustav August Spiller, Schneidemuehl, Germany.

Hans Spickermann, Halle-Saale, Germany.

Ida Olga Luedtke, Loewenbruchweg 43, Berlin-Lichtenrade, Germany.

Elfriede Klenitz, Frankfurter Chaussee 10, Wriezen/Brandenburg, Germany.

Selma Tornow, Jaegerstr. 27, Wriezen, Germany.

are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation of Detjen & Detjen, 511 Locust Street, St. Louis, Missouri, owing to the aforesaid nationals, in the amount of \$16,540.83, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 28, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8682; Filed, Sept. 24, 1947;
8:51 a. m.]

[Vesting Order 9749]

Y. SUGA

In re: Bank account owned by Y. Suga. D-29-488-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Y. Suga, whose last known address is Hiroshima, Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Y. Suga, by California Bank, 625 South Spring Street, Los Angeles 54, California, arising out of a Commercial Account, entitled Mr. Y. Suga, maintained at the branch office of the aforesaid bank located at 863 South San Pedro Street, Los Angeles 14, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 28, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F R. Doc. 47-8683; Filed, Sept. 24, 1947; 8:51 a. m.]

[Vesting Order 9759]

HOKICHI INOUE ET AL.

In re: Stock owned by Hokichi Inouye and others. D-39-275-D-1, F-39-4799-D-1, F-28-5175-D-13/15.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hokichi Inouye, whose last known address is Japan, and Tokuchi Okayama, whose last known address is Nishushwamura Kamoguri, Hiroshima, Japan, are residents of Japan and nationals of a designated enemy country (Japan)

2. That Anny Schmitz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany)

3. That the property described as follows: Thirty (30) shares of \$10 par value common capital stock of Tide Water Associated Oil Company, 17 Battery Place, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by the certificates whose numbers are listed below, registered in the names of the persons listed below in the amounts set forth opposite said names as follows:

Certificate No.	Name in which registered	Number of shares
FCO-3211-----	Hokichi Inouye-----	10
SFCO-6127-----	Tokuchi Okayama-----	10
CO-111077-----	Mrs. Anny Schmitz-----	10

together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Hokichi Inouye and Tokuchi Okayama, the aforesaid nationals of a designated enemy country (Japan) and Anny Schmitz, the aforesaid national of a designated enemy country (Germany)

4. That the property described as follows:

a. Ten (10) shares of \$25 par value common capital stock of Pacific Gas and Electric Company, 245 Market Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by certificate number NF 140585, registered in the name of Anny Schmitz, together with all declared and unpaid dividends thereon, and

b. Twenty (20) shares of no par value common capital stock of The Brunswick-Balke-Collender Company 623 South Wabash Avenue, Chicago, Illinois, a corporation organized under the laws of the State of Delaware, evidenced by certificate number NYO-38167, registered in the name of Mrs. Anny Schmitz, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Anny Schmitz, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

5. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that the persons named in subparagraph 1 be treated as nationals of a designated enemy country (Japan) and the person named in subparagraph

2 be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 4, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F R. Doc. 47-8641; Filed, Sept. 23, 1947; 8:57 a. m.]

[Vesting Order 9761]

FRANK YOSHIMICHI KITSUDA

In re: Debts owing to Frank Yoshimichi Kitsuda, also known as F Y. Kitsuda and as Yoshimitsu Kitsuda. F-39-69-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Frank Yoshimichi Kitsuda, also known as F Y. Kitsuda and as Yoshimitsu Kitsuda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows:

a. That certain debt or other obligation owing to Frank Yoshimichi Kitsuda, also known as F Y. Kitsuda and as Yoshimitsu Kitsuda, by Superintendent of Banks of the State of California, in charge of The Sumitomo Bank of California, Sacramento, in liquidation, c/o State Banking Department, 111 Sutter Street, San Francisco 4, California, in the amount of \$5,222.08, as of December 31, 1945, arising out of a savings account entitled F. Y. Kitsuda, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Frank Yoshimichi Kitsuda, also known as F Y. Kitsuda and as Yoshimitsu Kitsuda, by Superintendent of Banks of the State of California, in charge of The Sumitomo Bank of California, Sacramento, in liquidation, c/o State Banking Department, 111 Sutter Street, San Francisco 4, California, in the amount of \$149.02, as of December 31, 1945, arising out of a commercial checking account entitled F Y. Kitsuda, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 4, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8684; Filed, Sept. 24, 1947;
8:51 a. m.]

[Vesting Order 9765]

RUDOLPH MUNDEL

In re: Bank account and stock owned by Rudolph Mundel. F-28-28488-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rudolph Mundel, whose last known address is Alsenz/Pfalz, Pitzgasse 190, Obermoschel, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: a. That certain debt or other obligation owing to Rudolph Mundel, by The West Side Savings and Loan Association, 2025 West 25th Street, Cleveland 13, Ohio, arising out of a Savings Account, account number 2116, entitled Rudolph Mundel, maintained at the aforesaid address, and any and all rights to demand, enforce and collect the same, and

b. Sixty-six (66) shares of \$10.00 par value permanent capital stock of West Side Savings and Loan Association, 2025 West 25th Street, Cleveland 13, Ohio, evidenced by certificate numbered P-3913, dated July 1, 1941, registered in the name of Rudolph Mundel, and presently in the custody of West Side Savings and Loan Association, 2025 West 25th Street, Cleveland 13, Ohio, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 4, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8642; Filed, Sept. 23, 1947;
8:57 a. m.]

[Vesting Order 9767]

EMMA PELTZER

In re: Bonds owned by Emma Peltzer also known as Emmy Peltzer D-28-11835.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Peltzer, also known as Emmy Peltzer, whose last known address is Wuppertal, Elberfeld, Winkerstr. 17 Nord-Rheinland (22a) Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows: Twenty-four (24) United States War Bonds Series E, each of \$25.00 face value, bearing the numbers Q 22643406 E, Q 17929929 E, Q 166319552 E, Q 105437949 E, Q 122364213 E, Q 133444824 E, Q 107814425 E, Q 150618674 E, Q 146015786 E, Q 155101045 E, Q 93950271 E, Q 66619323 E, Q 83566044 E, Q 66723374 E, Q 83563519 E, Q 76556460 E, Q 51964308 E, Q 73340390 E, Q 66062465 E, Q 46895851 E, Q 42596873 E, Q 186454448 E, Q 206452227 E, and Q 213083786 E, registered in the name of Frederick Peltzer, presently in the custody of Richard Peltzer, 7243 Claridge Street, Philadelphia 11, Pennsylvania, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Emma Peltzer, also known as Emmy Peltzer, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 4, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 47-8643; Filed, Sept. 23, 1947;
8:57 a. m.]

[Vesting Order 9769]

AGNES SCHNEIDER

In re: Stock owned by Agnes Schneider. F-28-25275-D-1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Agnes Schneider, whose last known address is Schleswig, Holstein, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: Fifty-four (54) shares of \$100.00 par value 8% cumulative preferred capital stock of The Bunting Publications Inc., 1603 Sheridan Road, North Chicago, Illinois, evidenced by a certificate numbered 123, registered in the name of Agnes Schneider, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not

within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 4, 1947.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 47-8644; Filed, Sept. 23, 1947;
8:57 a. m.]